

**CERTIFICATE OF MAILING**

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as FIRST CLASS MAIL in an envelope addressed to: Attn.: Box Initial Patent Examination Division, U.S. Patent and Trademark Office, P.O. Box 2327, Arlington, VA 22202, on February 7, 2003.

Ta-Tanisha L. Moore

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

RECEIVED

Applicant: Wenyuan Shi, et al.

MAR 11 2003

Serial No: 09/910,358

Group Art Unit: 1645

OFFICE OF PETITIONS

Filed: July 19, 2001

Examiner: TBD

Title: FUSION PROTEINS FOR TARGETED DELIVERY OF ANTIMICROBIAL PEPTIDES

* * *

**PETITION IN RESPONSE TO NOTICE TO COMPLY WITH REQUIREMENTS
FOR PATENT APPLICATIONS CONTAINING NUCLEOTIDE SEQUENCE
AND/OR AMINO ACID SEQUENCE DISCLOSURES**

Attn.: Box Initial Patent Examination Division
U.S. Patent and Trademark Office
P.O. Box 2327
Arlington, VA 22202

Sir:

In response to the Notice (copy attached) mailed by the United States Patent and Trademark Office on December 5, 2002, Applicants hereby petition that page 19 of the application was included in the initial filing made on July 19, 2001 as indicated by the documents associated with the filing of the above-referenced application.

Specifically the Utility Patent Application Transmittal Letter dated July 16, 2001 (copy attached) indicates that a total of 21 pages (excluding the title page) of the specification were included with the application. If page 19 were missing at the time of the filing, the total number of

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pages would have been 20 instead of 21. The returned date-stamped postcard indicates that the application was safely received.

In addition, the Fee Transmittal dated July 16, 2001 (copy attached) indicates that a total of 22 claims were filed with the application. Page 19 contains claims 4 to 9. If page 19 were not included in the application at the time of the filing, the total number of claims would have been 16 instead of 22.

Therefore, applicants respectfully request the correction of the record and inclusion of page 19 in the application at the time of the filing.

The petition's fee in the amount of \$130.00 is enclosed. The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 07-1896.

Respectfully submitted,

GRAY CARY WARE & FREIDENRICH LLP

Dated: February 3, 2003

By


Nan Wu

Reg. No. 43,360

Attorney for Applicant

GRAY CARY WARE & FREIDENRICH
153 Townsend Street, Suite 800
San Francisco, CA 94107-1907
Telephone: (415) 836-2500

Confirmation No. 2383